

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JANE DOE and JOHN DOE,

Plaintiffs,

-against-

JAMIE DEL RIO, individually and as officer; VINCENT
KONG, individually and as officer; STEVEN BOBBETT,
individually and as officer; SCOTT BRADY, individually
and as sergeant; RAYMOND KELLY, individually and as
Commissioner of the New York City Police Department;
and CITY OF NEW YORK,

Defendants.

NOTICE OF MOTION

06 Civ. 03761 (GEL)

PLEASE TAKE NOTICE that, upon the annexed Declaration of David M. Hazan, dated July 28, 2006, and the exhibits annexed thereto; the accompanying Memorandum of Law in Support of Defendants' Motion pursuant to Fed. R. Civ. P. Rules 10(a) and 17(a), dated July 28, 2006; and all the papers and proceedings had herein, defendants City of New York and Raymond Kelly will move this Court, before the Honorable Gerard E. Lynch, United States District Judge, at the United States Courthouse for the Southern District of New York, located at 500 Pearl Street, New York, New York 10007, on a date and time to be determined by the Court, for an Order, pursuant to Fed. R. Civ. P. Rules 10(a) and 17(a) directing plaintiffs to replace the names of the Doe plaintiffs in the caption with the actual names of the plaintiffs, and for such other and further relief as the Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE that opposition papers, if any, shall be served on or before August 11, 2006.

PLEASE TAKE FURTHER NOTICE that reply papers, if any, shall be served
on or before August 18, 2006.

Dated: New York, New York
July 28, 2006

MICHAEL A. CARDOZO
Corporation Counsel of the City of New York
Attorney for Defendants City of New York and
Commissioner Raymond Kelly
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(212) 788-8084

By: David M. Hazan
David M. Hazan (DH-8611)
Assistant Corporation Counsel
Special Federal Litigation Division

To: VIA FIRST CLASS MAIL
Honorable Gerard E. Lynch
United States District Judge, SDNY
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, N.Y. 10007-1312

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**NOTICE OF MOTION AND DECLARATION
IN SUPPORT OF DEFENDANTS CITY OF
NEW YORK AND RAYMOND KELLY'S
MOTION PURSUANT TO FED. R. CIV. P.
RULES 10(A) AND 17(A)**

MICHAEL A. CARDOZO
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Of Counsel: David M. Hazan
Tel: (212) 788-8084
NYCLIS No.

Due and timely service is hereby admitted.

New York, N.Y., 2006.

..... Esq.

Attorney for